

AN ACT

ENTITLED, An Act to limit the information that may be contained on a driver's license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 32-12-17 be amended to read as follows:

32-12-17. The Department of Commerce and Regulation shall, upon payment of the fee established by § 32-12-16, issue to each applicant qualifying therefor an operator's license. The license shall bear thereon a distinguishing number assigned to the licensee, the full legal name or any name lawfully taken, date of birth, residence address, an indication if the licensee is a donor pursuant to chapter 34-26, an indication if the licensee has a living will pursuant to chapter 34-12D or a durable power of attorney for health care pursuant to chapter 59-7, a color photo and a brief description of the licensee, and the licensee's signature. The department shall indicate upon each driver's license the general class of vehicles which the licensee may drive. If a bar code, or other means by which information may be retrieved electronically, is placed on the license, the data field may contain the information printed on the license and the licensee's encrypted social security number.

Section 2. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as follows:

If a bar code, or other means by which information may be retrieved electronically, is placed on a license pursuant to § 32-12-17, the secretary of the Department of Commerce and Regulation may encrypt information in the bar code identifying that the licensee is a convicted felon who has a firearm restriction or the licensee is a sex offender who is required to register pursuant to §§ 22-22-30 to 22-22-39, inclusive.

Section 3. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as follows:

If a bar code, or other means by which information may be retrieved electronically, is placed on a license pursuant to § 32-12-17, the secretary of the Department of Commerce and Regulation may

include information identifying the licensee's blood type, medical condition, allergies, medications, or other medical alert data, if the licensee requests such information to be included. Before such information may be included, the licensee shall submit a document clearly identifying this information to the department and the document shall be signed by the licensee and the licensee's physician.

Section 4. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as follows:

Only the information listed in sections 1 to 3, inclusive, of this Act may be placed in a bar code or other information retrieval device on the license.

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I certify that the attached Act
originated in the

SENATE as Bill No. 92

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 92

File No. _____

Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,

19__ at ____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 19__

Governor
=====

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Filed _____, 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State